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Name

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Date

October 14, 2005

of Pages

34 (including fax cover sheet)

Client Name	Client No.	Matter No.	Atty No.
454 Corporation	21465	501	3041

To:

Name	Company	Business#	Fax #
Examiner Young J. Kim	United States Patent and	(571) 272-0940	(571) 273-8300
Art Unit: 1637	Trademark Office	, ,	` '

Comments: Supplemental Amendment

APPLICANTS:

ROTHBERG ET AL.

CONF. NO.:

6233

SERIAL NO.:

09/814,338

EXAMINER:

Young J. Kim

FILING DATE:

March 21, 2001

ART UNIT:

1637

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METHOD OF SEQUENCING A NUCLEIC ACID

NYC 338352v.1

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STATEMENT OF CONFIDENTIALITY

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Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

Attorney Docket No.: 21465-501 CIP2 Via Facsimile: (571) 273-8300

Date of Transmission: October 14, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICANTS: Rothberg et al.

CONF. No.: 6233

CENTRAL FAX CENTER

SERIAL NO.: 09/814,338

EXAMINER: Young J. Kim

FILING DATE: March 21, 2001

ART UNIT: 1637

OCT 1 4 2005

FOR: METHOD OF SEQUENCING A NUCLEIC ACID

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Transmitted herewith for filing in the present application are the following:

- 1. Supplemental Amendment and Response under 37 C.F.R. §1.111(a)(2) and in accordance with MPEP §714.03 (14 pages); and
 - 2. Exhibits 1-5 for the Supplemental Amendment and Response (19 total pages).

If the enclosed papers are considered incomplete, the Mail Room and/or the Application Branch is respectfully requested to contact the undersigned at (212) 935-3000, New York City, New York.

The Commissioner is authorized to charge any fees that may be due to the undersigned's account, Deposit Account No. 50-0311, Ref. No. 21465-501 CIP2, Customer No. 35437.

Dated: October 14, 2005

Respectfully submitted.

Ivor Elrifi, Reg. No. 39,529

Caryn DeHoratius, Reg. No. 45,881

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Certificate of Transmission

I hereby certify that this Letter is being facsimile transmitted to the USPTO at (571) 273-8300, on the date indicated below.

Caryn DeHoratius (Depositor's name) (Signature) October 14, 2005 (Date)

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<u>SUPPLEMENTAL AMENDMENT AND RESPONSE TO THE NON-FINAL ACTION</u> **MAILED JULY 28, 2004**

In response to the Non-Final Office Action mailed July 28, 2004 in the above-identified application, Applicants submit this supplemental Amendment and Response. respectfully request entry and consideration of this Amendment and accompanying papers in the application.

Please amend the application as follows:

Amendments to the Claims are reflected in the listing of claims, which begins on page 2 of this paper.

Remarks/Arguments begin on page 7 of this paper.

Certificate of Transmission

I hereby certify that this Amendment and Exhibits are being facsimile transmitted to the USPTO at (571) 273-8300, on the date indicated below.

